

**Calendar No. 437**105<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION**S. 1619****[Report No. 105-226]**

To direct the Federal Communications Commission to study systems for filtering or blocking matter on the Internet, to require the installation of such a system on computers in schools and libraries with Internet access, and for other purposes.

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**IN THE SENATE OF THE UNITED STATES**

FEBRUARY 9, 1998

Mr. MCCAIN (for himself, Mr. HOLLINGS, Mr. COATS, and Mrs. MURRAY) introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

JUNE 25, 1998

Reported by Mr. MCCAIN, without amendment

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**A BILL**

To direct the Federal Communications Commission to study systems for filtering or blocking matter on the Internet, to require the installation of such a system on computers in schools and libraries with Internet access, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. NO UNIVERSAL SERVICE FOR SCHOOLS OR LI-**  
 2 **BRARIES THAT FAIL TO IMPLEMENT A FIL-**  
 3 **TERING OR BLOCKING SYSTEM FOR COMPUT-**  
 4 **ERS WITH INTERNET ACCESS.**

5 (a) IN GENERAL.—Section 254 of the Communica-  
 6 tions Act of 1934 (47 U.S.C. 254) is amended by adding  
 7 at the end thereof the following:

8 “(1) IMPLEMENTATION OF A FILTERING OR BLOCK-  
 9 ING SYSTEM.—

10 “(1) IN GENERAL.—No services may be pro-  
 11 vided under subsection (h)(1)(B) to any elementary  
 12 or secondary school, or any library, unless it pro-  
 13 vides the certification required by paragraph (2) or  
 14 (3), respectively.

15 “(2) CERTIFICATION FOR SCHOOLS.—Before re-  
 16 ceiving universal service assistance under subsection  
 17 (h)(1)(B), an elementary or secondary school (or the  
 18 school board or other authority with responsibility  
 19 for administration of that school) shall certify to the  
 20 Commission that it has—

21 “(A) selected a system for computers with  
 22 Internet access to filter or block matter deemed  
 23 to be inappropriate for minors; and

24 “(B) installed, or will install as soon as it  
 25 obtains computers with Internet access, a sys-  
 26 tem to filter or block such matter.

1           “(3) CERTIFICATION FOR LIBRARIES.—Before  
2 receiving universal service assistance under sub-  
3 section (h)(1)(B), a library that has a computer with  
4 Internet access shall certify to the Commission that,  
5 on one or more of its computers with Internet ac-  
6 cess, it employs a system to filter or block matter  
7 deemed to be inappropriate for minors. If a library  
8 that makes a certification under this paragraph  
9 changes the system it employs or ceases to employ  
10 any such system, it shall notify the Commission  
11 within 10 days after implementing the change or  
12 ceasing to employ the system.

13           “(4) LOCAL DETERMINATION OF CONTENT.—  
14 For purposes of paragraphs (2) and (3), the deter-  
15 mination of what matter is inappropriate for minors  
16 shall be made by the school, school board, library or  
17 other authority responsible for making the required  
18 certification. No agency or instrumentality of the  
19 United States Government may—

20                   “(A) establish criteria for making that de-  
21 termination;

22                   “(B) review the determination made by the  
23 certifying school, school board, library, or other  
24 authority; or

1                   “(C) consider the criteria employed by the  
2                   certifying school, school board, library, or other  
3                   authority in the administration of subsection  
4                   (h)(1)(B).”.

5           (b) CONFORMING CHANGE.—Section 254(h)(1)(B) of  
6 the Communications Act of 1934 (47 U.S.C.  
7 254(h)(1)(B)) is amended by striking “All telecommuni-  
8 cations” and inserting “Except as provided by subsection  
9 (l), all telecommunications”.



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